

POSTAL TELEGRAPH - COMMERCIAL CABLE

CLARENCE H. MACKEY, PRESIDENT

RECEIVED AT

TELEGRAMS
TO ALL
AMERICA



CABLEGRAMS
TO ALL
THE WORLD

DELIVERY NO.

STANDARD
INDICATED ON THE

It is a fast Telegram unless otherwise indicated by signal after the number of words—“Day” (Day Letter) “Nite” (Night Letter) or “Nite” (Night Telegram)

BMB237 45 COLLECT GOVT

1926 AUG 18

GUTHRIE OKLA 18

J E HOOVER

BUREAU OF INVESTIGATION DEPARTMENT OF JUSTICE WASHINGTON DC
EVIDENCE ALL SUBMITTED IN HALE RAMSEY CASE NOON TODAY. HEARING
WILL PROBABLY LAST UNTIL TOMORROW WHEN IT WILL BE SUBMITTED TO JURY
FOR CONSIDERATION HAVE RELEASED AGENTS DAVIS AND WREN BOTH
PROCEEDING HEADQUARTERS TODAY ADVISE AS TO DISPOSITION OF OTHER
AGENTS ON THIS ASSIGNMENT

ONE WHITE.

RECORDED

AUG 19 1926

62-5033-428

AUG 19 1926 E.M.

Rec'd 5:30 pm
JCH

2080

REFOG

62-5033-428

Washington, D.C.
August 18, 1926.

RECORDED AUG 19 1926

White,
Department of Justice,
Federal Building,
Oklahoma City, Oklahoma

RETAIN AGENTS DAVIS, WREN AND OTHER AGENTS ON OSAGE CASE AT OKLAHOMA CITY UNTIL
BACK WORK YOUR JURISDICTION IS BROUGHT UP TO-DATE

ONE HOOVER ACTING

62-5033

18081

Department of Justice

TELEGRAM RECEIVED

Los Angeles, Cal.

Aug. 20, 1926.

Director

Replying to your telegram Barnett apprehended this morning. Will
leave noon train today in custody Deputy Marshal for Muskogee.

Three Wheeler

Rec'd. 9

Decoded J

To Director 9:12

RECORDED

62-5133-4291
BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE

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Department of Justice

Bureau of Investigation

P. O. Box 1535,
Oklahoma City, Oklahoma.

August 19, 1926.

Director,
Bureau of Investigation,
Department of Justice,
Washington, D. C.

Dear Sir:

ATTENTION DIVISION FIVE.

Replying to your letter of August 16th, requesting advice as to why Agent John K. Wren was not reported in to this office upon his arrival, July 26th, as per your instructions, will say that this was an oversight of mine. Agent Wren, upon appearing in this territory, proceeded directly to Guthrie, Oklahoma, where he was called in response to a subpoena in the W. K. Hale - John Ramsey Murder case. I, myself, went to Guthrie on July 27th and overlooked notifying the office in Oklahoma City to report Agent Wren in.

The same occurrence was had in the matter of Agent C. R. Davis, who also reported in the same manner that Agent Wren did, July 26th, at Guthrie. I overlooked notifying you as to these two agents. I am very sorry indeed as to this occurrence, but with all the matters to look after at Guthrie incident to the trial of Hale and Ramsey, I neglected to report to you the arrival of these agents, which I will endeavor to not let occur again.

Very truly yours,

TBW:B.

J. B. White
Special Agent in Charge.

AUG 25 1926

62-5033-430
AUG 23 1926 F. B. I.

1
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3 ADDRESS REPLY TO
4 DIRECTOR, BUREAU OF INVESTIGATION
5 AND REFER TO
6 INITIALS AND NUMBER
7 VWH: LCS:ELL

8 62-5033

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Department of Justice

Bureau of Investigation

Washington, D. C.

August 23rd, 1926.

MEMORANDUM FOR MR. J. EDGAR HOOVER, DIRECTOR

Supplementing my memoranda of August 6th and 9th, regarding the JACKSON BARNETT, Incompetent Creek Indian case, I beg to advise you that on the 20th instant Mr. Parmenter received a telegram from Mr. Selby, at Oklahoma, dated the 19th, advising that Deputy Marshal Bailey, with attachment for Barnett would reach Los Angeles on August 20th to act under instructions of Mr. McNabb, the United States Attorney at that city. This telegram further advised that Mr. McNabb had been written fully on the 14th and 16th instant, relative to the action desired.

Mr. Barse, of Mr. Parmenter's division, having brought this to my attention, the following self-explanatory telegrams were exchanged on August 20th between the Bureau and the Los Angeles office:-

"L. C. WHEELER
DEPARTMENT OF JUSTICE
FEDERAL BLDG
LOS ANGELES CALIF

WASHINGTON, D. C.
AUGUST 20, 1926

AM ADVISED DEPUTY MARSHAL BAILEY WITH ATTACHMENT FOR BARNETT ARRIVING LOS ANGELES TODAY TO ACT UNDER McNABB STOP SECURE CONTACT IMMEDIATELY AND WIRE FULL DEVELOPMENTS

THREE ACTING MATHEM." RECORDED

"DIRECTOR

LOS ANGELES, CAL.
AUGUST 20, 1926

REPLYING TO YOUR TELEGRAM BARNETT APPREHENDED THIS MORNING WILL LEAVE NOON TRAIN TODAY IN CUSTODY DEPUTY MARSHALL FOR MUSKOGEE

THREE WHEELER."

AUG 24 1926

In view of the wire from Special Agent in Charge Wheeler, the matter of securing Barnett's appearance before the Federal Grand Jury at Muskogee, Oklahoma, seems to have been accomplished satisfactorily.

Very truly yours,

V. W. Hughes
by dcs.

Noted yet

62-5033-4
2084

50 BUILDING RECORDS FALL

Permit For \$30,000 Sets New Summer Mark.

All building records for Oklahoma City were broken Wednesday when a permit for \$30,000 was granted the Zimster Construction company to build a warehouse at 117 East California street.

This brought the total building permits for the month above \$1,533,000, which breaks all records in the city for a summer month.

The former record was established in June of this year when permits totaled \$1,486,000.

The previous record was made in 1920 when the permits amounted to \$1,320,000.

It is possible that the permit for the Petroleum building at Second and Robinson streets may be granted this month, and if this should happen the permits for August would top the \$2,000,000 mark.

NEW YORK—Irene Franklin wants to bob her red head, but Friend Husband, who is Jerry Jaragin, objects. On a heated honey-moon in Paris they are going to settle the dispute by determining when hats can be bought to fit unbobbed heads.

5 Days More

Only five days after Wednesday remain for payment of paving taxes without the penalty. Approximately \$500,000 must be paid before the tax rolls are closed August 31, according to William F. Kelly, city clerk.

Additional time will be granted and the tax rolls will be turned over to the city treasurer after August 31, if additional taxes are paid.

State's Canvass of Election Results.

SEAS of figures, almost endless lists of names, registered pens droning voices, and hurrying all combine to produce the intense activity attending tabulation of election returns in the offices of the state election board at the capitol.

But for the maze of work that confronts the workers surprisingly few people are employed in the tabulation. Two members of the board, each with two assistants, record the vote while two adding machine operators stand by to check the board's boards.

Official reports of county election boards arrive at the capitol by registered mail. Only members of the state board are authorized to open reports when they arrive. If no member of the board is present at the time a report reaches the office, the report is received by some one else.

Inside Today

- Dear Anne, New York fashion news—Page 4
- Burgess Bedtime Stories—Page 5
- The Unwilling Adventuress, Times serial—Page 6
- The Winning of Barbarn Worth, Page 12
- Dorothy Dix—Page 13
- Local, state and national sport news—Pages 16-17
- Everyman's Investment—Page 18
- Glenn Frank's daily editorial—Page 22

Rudolph 'Wild Youth,' Say Native Townsmen

★ ★ ★ ★ ★
"Yes, But He Succeeded; He Was Millionaire," Says Younger Generation.

By HILAM K. MODERWELL,
(By Radio in Oklahoma City Times)
CASTELLANETA, PROVINCE OF TARANTO, Italy, Aug. 25.—This village, where Rudolph Valentino was born thirty-one years ago today is in mourning.

When a newspaper from the neighboring city of Bari arrived in the village about sunset on Monday, it was glanced at by a group of sleepy card-players who were sipping beer. Some one saw the bulletin announcing Valentino's death. The card game was forgotten.

"Nostro Rudolfo mori," they exclaimed.

PEASANTS trudging in from work on distant farms passed by the cafe for a glass of heady Calabrian red wine and heard the news. On their way to their homes, they spoke of the death of the star of the Rocky Calabrian hills, buried in the

Lewis and some that "do good." Lewis replied, "When I was in the city and some that 'do good' have been coming to me from Tulsa and Oklahoma City and other places that there is some one on the jury who may not be right." "Do that," he said. "I don't think much of your rumors but they are persistent. I believe there are some friends of W. K. Hale on this jury and that is not right and cannot reach an agreement." "Therefore, ask that it be discharged."

"Ball to Be Asked"
"Well you men have been out for several days now and it seems you cannot reach an agreement," Judge Cottrell said. "I find that you cannot reach an agreement and therefore order you discharged."

As the jury left the courtroom, Howard arose and declared that an application for bail for Hale and Ramsey would be presented to Judge Cottrell in a day or two.

"We will prepare the application and present it in a couple of days," Howard said.

Deliberate Fifty Hours
In many cases when a trial results in a hung jury in a federal court bail is allowed until the new trial is held, attorneys say. What Judge Cottrell will do in this case is unknown.

Should Hale and Ramsey be granted bail? It will be the first time they have been released from custody since Hale was arrested last January.

The jury had been deliberating for fifty hours. Testimony in the case was lengthy and presented in four weeks. The case went to the jury at 2:15 p. m. Friday.

Hale, a wealthy cattleman in the Osage hills, who resides near Fairfax, was charged by the government as the master mind of the George reign of terror, during which several Indians were killed or died mysteriously.

Confession Is Alleged
Tried in this case was tried on a charge of procuring John Ramsey, also tried in the case, to murder an Indian, a man named John Valdez, who was shot with him, and as he

ability to impregnate in the murder of W. E. Smith at Fairfax last June, was another question before the jury.

Burkhart testified that Hale had pointed out the man to him and said Ramsey was going to "do that." Ramsey saw him on the stairs later and declared he had done the job and asked him to take Hale.

Testimony Discredited
A member of the jury said this morning that the first ballot taken was 7 to 5 for acquittal, and that the second was 6 to 4. At no time did the government have the advantage in the balloting.

The testimony of Matt Williams, a government witness was rumored to have been discredited by the jury. Burkhart's testimony, a juror said, "was picked to pieces." He did not explain what he meant but merely said it was "taken for its worth."

J. I. Howard and W. G. Hamilton, defense attorneys, said this morning they did not intend to resist attempts of the state to obtain custody of Hale and Ramsey and try them on a charge of implication in the slaying of W. E. Smith, a rancher near Fairfax, whose home was blown up in 1931.

Ernest Burkhart, Hale's nephew, tried on the charge last June, pleaded guilty and implicated his uncle and Ramsey. Hale, he said, had obtained him to go to Ripley where he saw Ramsey and had Ramsey obtain Asa Kirby to "do the job."

"We are anxious to get the case against Hale and Ramsey out of the way as rapidly as possible," defense attorneys said. "We do not intend to resist attempts of the state to take him back to Pawhuska for trial in district court there September 20."

Refore Return Home
Before Hale and Ramsey can be turned over to the state courts again, it will be necessary to obtain an order from the United States Attorney General.

Lewis said that it was impossible to say when the trial would be resumed. He said he had no idea when the trial would be resumed.

State To Push Brage Death Trials

C. K. Templeton, county attorney of Owahe county, called the attorney general's office after it became known that the federal jury had been dismissed and asked for an immediate conference.

Hale and Ramsey are charged in the state court with the murder of W. E. Smith and family.

Jury's Release Unfair, Hale's Counsel Says

Freeing was advised of the verdict by the Times. He said that the action of the government in dismissing the jury was an act of unkindness towards his client. He asserted that he was of the opinion that a continued discussion of the case by the juries would have resulted in a favorable verdict for the State.

Inside Today

17-00000

History Of Osage Case

January 4, 1926 -- Federal grand jury begins session at Guthrie.

February 14, 1926 — Indictments thrown out and new grand jury re-indicts Hale and Ramsey.

June 13, 1936—United States supreme court reverses Judge Cotten's decision sustaining defense of a.

started to drive away, shot him through the head. For this, the government charged Hale gave Rainey an automobile and \$500.

The defense alleged that the confession was obtained by government men through force while the government claimed it was voluntary.

...the jury...
...the jury...
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Changes made by Law that the jury was not right way dictated unfounded by members of the jury.

Judge John H. Cottrell summoned all attorneys and the defendants shortly after 10 o'clock this morning, and the jury was called into the room.

"There is none, we cannot reach an agreement," the foreman replied.

Members of the jury shook their heads.

"There is a great deal of expense involved here and if there is any possibility at all we would like to have the jury reach an agreement, but there the jury knows what it can do and we shall leave it up to the court and jury," J. I. Howard, defense attorney said.

Asks Planners

news is being. All springs have been coming to him from Tulsa and Oklahoma City and other places. There have been some one or two who have come out to him. Ordinarily, I don't like to talk much about things, but these are unusual. I believe

CERTIFICATE OF NOMINATION

of the Part of Malacca, as appears from the official returns of the orders of visit printing about, and the determination of the Trade & Customs Board, several of which is now on file in the office of the Trade & Customs Board.

of August in the care of our Lord, Mother Maudslayi and family.

CITY BUILDING

FOR 1930, 1931, 1932, 1933, 1934, 1935, 1936, 1937, 1938, 1939, 1940, 1941, 1942, 1943, 1944, 1945, 1946, 1947, 1948, 1949, 1950, 1951, 1952, 1953, 1954, 1955, 1956, 1957, 1958, 1959, 1960, 1961, 1962, 1963, 1964, 1965, 1966, 1967, 1968, 1969, 1970, 1971, 1972, 1973, 1974, 1975, 1976, 1977, 1978, 1979, 1980, 1981, 1982, 1983, 1984, 1985, 1986, 1987, 1988, 1989, 1990, 1991, 1992, 1993, 1994, 1995, 1996, 1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611



OKLAHOMA CITY TIMES

(Evening Edition of The Daily Oklahoman)
 Greater Than Any Other Evening Newspaper Published in Oklahoma

5 O'LOCK
 MARKETS

TWO PAGES—OKLAHOMA CITY WEDNESDAY, AUGUST 25, 1926.

PRICE: City 2¢ Outside 3¢

S REACHED IN OSAGE MURDER CASE JURY, LEWIS CHARGES

★ ★ ★ ★ ★
 Become Nominee

FIGURES RUN IN SEAS



U. S. TO ASK
 FOR RETRIAL
 SAYS OFFICIAL

Prosecutor Says Govern-
 ment Again Will Push
 Indian Death Case.

WASHINGTON, Aug. 25.
 —(P)—The government will
 take steps immediately for a
 re-trial of the Osage Indian
 slaying case, Oscar R. Luh-
 ring, assistant attorney gen-
 eral in charge of the prose-
 cution, said today.

State To Push
 Osage Death Trials

Sixty-Two Ballots
 Are Taken Before
 Discharge By Judge
 Never Any Chance For Agreement In
 Fifty Hours Of Deliberation.

(Picture of trial, Henry on page 3)
 CUTHRIE, Aug. 23.—Belief that "there are some
 friends of W. K. Hale on this jury and that is not right," was
 expressed today by Roy Lewis, United States district attor-
 ney, asking for the discharge of the jury in the trial of Jor-
 Ramsey and W. K. Hale, charged with the killing of Henry
 Roan, Osage Indian.
 Judge John H. Cotteral dismissed the jury after it had
 deliberated for nearly 40 hours without reaching a verdict.
 The jury took 52 ballots during the trial, and then it was out,
 Perry Davies, foreman, said.
 While it was never over 7 to 6 for conviction, it never was
 in favor of finding a verdict of guilty.

CHINA

MV thanks to Mayor Carroll for relieving me from membership adjustment.

Court To Deny Opponent Attorney General Nomination:

under the zoning ordinance as laid down by the city planning commission. I don't think I ever sold more land than I did today. I believe a second row and hold up for

O. H. Searcy, of Muskege, defeated candidate for attorney general, citing alleged instances of wholesale conspiracy, fraud and deceit in the primary election, August 3, filed suit in district court Wednesday seeking to restrain the state election board from placing the name of Edwin Dabney on the ballot in the general election.

The state election board was temporarily restrained from placing Dobney's name upon the ballot in the November election by Sam Hunter, district judge. Judge Hunter ordered Dobney and the members of the board together with Searcy to appear in court on Monday, August 30, when the restraining order will be heard.

Reary, who has already claimed the nomination by more than 1,000 votes specifically set out several instances of alleged fraud in Creek, Jefferson and Logan counties which in themselves he charges would overcome the plurality of 41 votes upon which the state election board late Tuesday evening issued a certificate of nomination to Dalrymple.

Attacks Creek County Vote

In Creek county alone, Boardman pulled out he was deprived of 350 votes, where Tabney is said to have received 100 more votes than he was entitled, while Scarby had approximately 100 votes. Scarby's majority, he asserts, should have been about 100 votes less.

PITTSBURGH, Aug. 18.—Police searching the clothes of George C. Ortman, special policeman in the Farmers Savings bank, today found the note demanding funds, which an unidentified madman handed to a bank employee here Tuesday.

When Ortman approached to arrest the intruder, the "hold-up" man pulled a black switch on his thigh and gave it a flick. A violent explosion followed.

The bomber was killed instantly and Oetman was so badly injured that he died after reaching a hospital. A score of persons were injured.

The assigned note was written on plain writing paper, in pencil, in good handwriting.

officers would carry the secret of his identity into the grave so that the police could learn today, the identification, regarded as almost certain—that the man was a communist, recruited from a local hospital for this insane—was discredited. The police declared the bombing had been planned by the family. They said he had killed his body as a protest against the government, a "purely individual act," and that the strange man had been in a "very strange" condition for some time.

I reached to it. It is only an opportunity to do a little public work. I think every man owes something of his time to the city in which he lives. So, some men, I think, have been a little more than less than jobs on judicial benches and work anonymously for the greatest good to the greatest number. The adjustment board for the next three years will consist of Judge Lewis, C. T. Berryman, Dan Linnahan, George Fredenrickson and Archie Canfield.

M Dan Cummings and Berwyn are accepting reappointment. They receive a lot more of appreciation than they are all get for answer. The rail call every Tuesday afternoon and trying to prevent the building of a syndicate filling station at a hazardous point on every way, but within the city limits. Republican and Carrier are new members on the board, and are about to learn that it is a rare property. I expect unless some other authority is sent along to planify it it is certain that they will build a brick house to be the aged one. We can send a syndicate to the aged one. The syndicate would take out the old building and the new block would be made available.



CERTIFICATE OF NOMINATION

This is to Certify, That at the Primary Election held in the State of Michigan on Saturday, the third day of May, 1907, for the office of Representative in Congress for the second district of said State, the names of the following residents of said district were placed in nomination for the office of Representative in Congress for the second district of said State, to-wit: _____

Witness my hand and official seal, this _____ day of _____, 1907.

County Clerk

[illegible]

CITY AND COUNTY OF NEW YORK

PETITION SAYS
U.S. District Court To Deny Opponent Attorney General Nomination

O. H. Searcy, of Muskogee, defeated candidate attorney general, citing alleged instances of wholesale conspiracy, fraud and deceit in the primary election. August 3, filed suit in district court Wednesday seeking to retrain the state election board from placing the

The state election board was temporarily restrained from placing Dabney's name upon the ballot in the November election by Sen. Hooker, district judge, Judge Honk. ordered Dabney and the members of the board together with Searcy to appear in court on Monday, August 30, when the restraining order will be argued.

Searcy, who has steadfastly claimed the association has no

cannot the nomination of a man with more than 1,000 votes specifically and out of several instances of alleged fraud in Creek, Jefferson and Logan counties which in themselves he charges would overcome the pluralities of 441 votes upon which the state election board late Tuesday evening issued a certificate of nomination to Dalbey.

Attache Creek County Vote

Other allegations are made in the petition, which is expected to be followed by supplemental evidence which would bring George's claim to a majority for above the 1,000 majority.

Scarey, who was originally elected to the Creek county alone, lost his seat by a 350 to 100 vote margin. Scarey's majority was 100 votes less than the majority needed to elect a second person to the office.

WILLIAMSON'S
TELEPHONE BOOK

of \$1,000 with fifty sticks of dynamite. The dynamite is in a box, and the one I hold in my hand will discharge when the handle is out of my hand. If you or anyone else fires the stick at me there will be no race left. We will all be blowing up to pieces. If you are willing to come through with \$2,000 be quiet and keep off from the alarm. The help won't do you any good. If they come they come for their death. If not,

PITTSBURGH, Aug. 25.—Police searching the clothes of George C. Ortman, special policeman in charge of the Carnegie Savings bank, today found the note demanding funds, which an unidentified madman handed to a bank employee here Tuesday.

When Ortman approached the car to meet the intruder, the "held-up" man pulled out a black watch on his finger and sent it a flick. A violent explosion followed.

The bomber was killed instantly and Ortman was so badly injured that he died after reaching a hospital. A score of persons were injured.

The unsigned note was written on plain writing paper, in pencil, in good handwriting.

The bundle carried the secret of the bombing into the streets of Chicago.

[illegible]

Editorial

... thanks to Mayor O'Connell for
believing in the importance of
the city board of adjustment.
which settles appeals from zoning
under the zoning ordinance as laid
down by the city planning commis-
sion. I don't think I ever felt
more confident about a city job.

place at the minute book of the association will show that I have attended more meetings than any other member of the commission, except the chairman, Judge Russell Laws, in the last three years. The board, not Mayor Cardillo, elected me vice-chairman. On several hot afternoons between 4 and 5 1/2 have worked in the council chamber there, with little men and women 'browbeat and saying unkind things about the men and motives of the board.' Nothing I was at home in making

back yard.

THIS job has no money pay attached to it. It is only an opportunity to do a little public service. I think every man owes something of his time to the city in which he lives. As some men at least thankless jobs on judicial boards and work anonymously for the greatest good to the greatest number. The adjustment board for the past three years will consist of Judge Lewis, C. T. Barryman, Dan Manning, George Frederickson and

Mr. Dan Cummings and Bertram
re-accepting reappointment. They
deserve a lot more credit for answer-
ing the call each every Tuesday after-
noon and trying to prevent the
building of a smaller filling station
in a hazardous spot on every val-
event, but within the city limits.
Friedrichson and Carlsberg are new
members on the board and are about
as much there as it is a rare property
owner. It is not likely that anything
will be done unless it is decided

[illegible]

...of the small home owner who had everything invested in a home that was about to be destroyed in some value by cheap business over-rentments and I am glad that the mayor let me work for him as he did. I would not have been surprised to have been let out as before the primary.

Funny Page

Before Muscolini tries to tell the Italian women how to dress, he should remember that the kaiser also attempted too much.

Local

Judge O. H. Seary, of Muskogee, defeated candidate for attorney general nomination on democratic ticket, brought suit to restrain certification of nomination of Edwin Dabney.

Oklahoma county vote required to nominate Grover Leeper as secretary of state on democratic ticket.

LABOR HEADS TO IGNORE MEXICAN DIFFICULTIES

MONTREAL, Aug. 25.—The executive council of the American Federation of Labor meets here today in final session before the annual convention of the organization in Detroit in October. Its chief business was said to be the drafting of the annual report.

President William Green declared that Mexico's present ecclesiastical difficulties would not be discussed, saying that the federation "would not presume to interfere in a problem which might be regarded as purely domestic."

YOUTH KILLS AGED MAN WITH HAMMER

NEW YORK, Aug. 25.—Overpowered by what he felt police was a threat to tell the truth, a 14-year-old boy, Philip, 14 years old, charged a 65-year-old man with a hammer and killed him. The boy, who was a member of the Young Men's Christian Association, was charged with the murder of an 80-year-old man.

A letter from a man in the county, who had been credited with three votes while the vote was counted by giving him thirteen votes, charges that the vote was changed to read 45, the suit says.

In Oil City, Precinct 2, Seary is said to have received three votes and Dabney seven. Continuing the conspiracy, the petition alleges, ten votes were added to Dabney's vote giving him seventeen instead of seven.

In Shannon precinct, also in Creek county, Seary claims he received 45 votes, while Dabney claims 5.

It is possible that the permit for the Petroleum building at Second and Robinson streets may be granted this month, and if this should happen the permits for August would top the \$2,000,000 mark.

Ruth Reveals Source Of Brew Information

"Not Ridiculing Officers," Says Justice, "But Officers Make Themselves Ridiculous"

NOW in regard to Mr. Brents," said Charles H. Ruth, supreme court commissioner, taking a long draw on his corn-cob pipe, and then followed another chapter in the home-brew ingredients tilt between the court commissioner and the federal prohibition agent for Oklahoma.

T. E. Brents, it will be recalled, recently caused quite a stir in business basement brews; circles when he declared war on those who sell illicit extracts and malt syrups which, going easy, can be used to a delightful advantage in the preparation of intoxicating beers and beverages in the peace and quiet of home cellars.

And gently inquired why the prohibition agents didn't confiscate the beer.

RECORDS FALL

Permits for \$30,000 Sold in New Summer Mark.

All building records for Oklahoma City were broken Wednesday when a permit for \$20,000 was granted the Smither Construction company to build a warehouse at 115 East Oklahoma street.

This brought the total building permits for the month above \$1,533,000, which breaks all records in the city for a summer month.

The former record was established in June of this year when permits totalling \$1,486,000.

The previous record was made in 1919 when the permits amounted to \$1,320,000.

It is possible that the permit for the Petroleum building at Second and Robinson streets may be granted this month, and if this should happen the permits for August would top the \$2,000,000 mark.

NEW YORK—Mrs. Irene Franklin wants to bob her red head, but her husband, who is Jerry Jarman, objects. On a heated moment in Paris they are going to settle the dispute by determining when hats can be bought to fit unbobbed heads.

Only five days after Wednesday remain for payment of pending taxes without the penalty. Approximately \$800,000 must be paid before the tax rolls are closed August 31, according to State Revenues, city clerk.

...of the small home owner who had everything invested in a home that was about to be destroyed in some value by cheap business over-rentments and I am glad that the mayor let me work for him as he did. I would not have been surprised to have been let out as before the primary.

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Rudolph 'Wild Youth,' Say Native Townsmen

"Yes, But He Succeeded; He Was Millionaire Says Younger Generation."

By HIRSH K. MOOREWELL. His name is OKLAHOMA CITY. CARTELLANETA, PROVINCE OF TARANTO, Italy. Also a native village, where Rudolph Valentino was born thirty-one years ago today is in mourning.

When a newspaper from the neighboring city of Bari arrived in the village about sunset on Monday, it was placed at by a group of elderly card-players who were sipping beer. Some were from the Bulletin announcing Valentino's death. The card game was forgotten.

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Why risk unpardonable perspiration odor? You can avoid it this pleasant, safe way

WE ALL suffer from it, especially in summer, but unfortunately many do not realize how much they offend.

It's a terrific handicap when people don't want you to come too near them.

Millions have learned that a morning Lifebuoy bath is not only refreshing and stimulating but it actually renders perspiration odorless all day.

The healthful way

It is dangerous to prevent perspiration by stopping the pores. The Lifebuoy way is to *cleanse* pores so thoroughly and antiseptically that natural perspiration is without odor.

This wonderful, scarching cleanness has even greater value than the prevention of perspiration odor—it gently removes germs which spread disease and which constantly get on the skin and then enter the home. Lifebuoy is more than a delightful toilet soap—it is a very real and needed protection to the health of every member of the family.

If you are used to other soaps, the pungent, hygienic scent of Lifebuoy will surprise you just as its astonishing volume of lather and amazing cleansing power surprise. In fact, everything about Lifebuoy is different—its generous size, its orange-red color (the color of its pure, palm-fruit oils).

Its scent assures protection

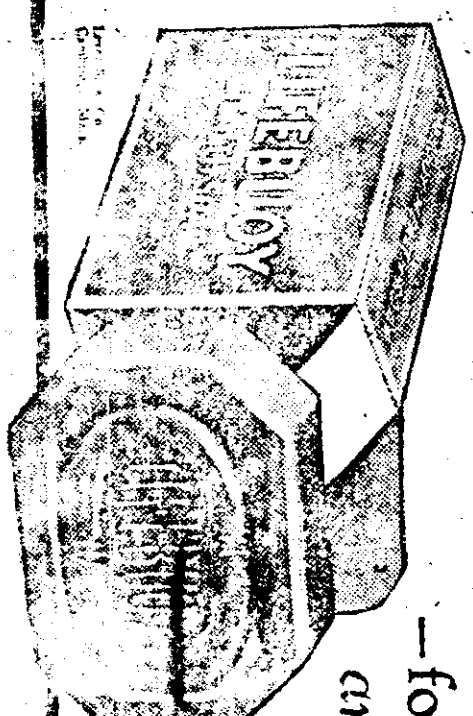
But this healthful smell of Lifebuoy gives one such a sense of absolute, antiseptic clean-

ness, that you will quickly become fond of it. The scent rinses away completely—does not cling.

Costs no more

Even though you will say that Lifebuoy is the finest soap you ever used—the most cleansing and health-guarding—its cost is probably less than you pay for other soap.

Get Lifebuoy today—in a week it will have become a fixed habit.



—for toilet
and bath

RUDOLPH WAS "WILD YOUTH," SAYS TOWNSMAN

(Continued from Page 1.)

He himself officially in mourning? Or is it spontaneous grief by his boy playmates and school girl sweethearts a more appropriate tribute? Official mourning has not yet been decided upon, at least until the provincial prefect gives his assent.

"OUR Rudolfo was a wild youth," said the elders, shaking their heads. "His example was bad for the younger generation. He was not content to work and save like an honest villager. He was always discontented. He went to Bari and then

It was Rudolfo who organized the club of Calabrian bandits, who terrorized the village idiot.

But, said the mayor, he was not always a daring ruffian. He sometimes passed hours dreaming. Of what? He wouldn't tell. But his parents, troubled by his restlessness, knew. He was dreaming of America.

(Copyright 1934 Chicago Daily News.)

Even the fello who prefers the classics would not object to having his salary jacked.—Toledo Blade.

which all Castellana boys must equal if they hope to become leaders of Castellana society.



Fact! The only popular brand not sold at "popular" prices

Kills Moths

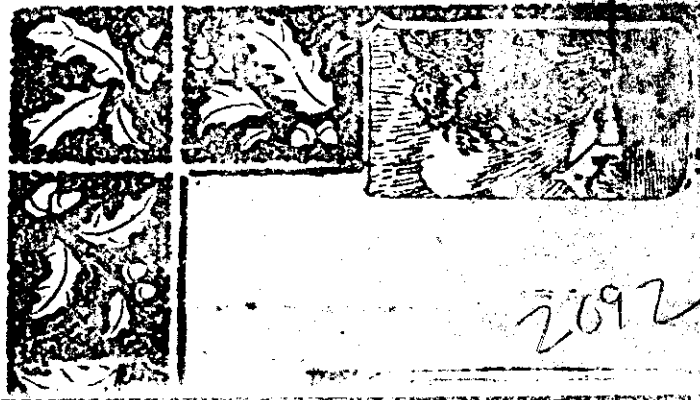
FLYING

Developed at World's Foremost Scientific Institute. Will not stain. Pleasant odor. Harmless to humans and animals.

At Your Retailer



The boss hated to have him in his office



2092

VOICES STOLEN DABNEY DEFEAT HIM

PETITION SAYS

Continued from Page 1: Searcy claims he was unable to obtain the nomination for the state election. He claims that Dabney, at the attorney general's office, had gone to Pawhuska earlier in the day. None of the members of the election board were in their headquarters.

The petition was presented in district court by Attorneys Lydick and McPherrin and M. E. Jordan. Dabney's certificate was issued by the state election board after a recount of the vote in Oklahoma county was completed late Tuesday. The result of the primary election in Oklahoma county were certified to the state election board by the county election board.

The recount in Oklahoma county made no change in the total vote of Dabney and H. Searcy, Muskogee district judge, who was runner-up in the race. Both Dabney and Searcy lost thirteen votes in the Oklahoma county recount.

The plurality given Dabney by the unverified totals was 453 votes. Searcy closes his petition with a claim that numerous other instances of alleged conspiracy and fraud are being in connection with the Creek county vote.

In Jefferson county among the allegations of fraud, Searcy alleges that in Oscar precinct he received thirty-seven votes while erasures were made of the "3" and he was credited with only seven votes.

In Logan county, one particular instance is cited in precinct 3 of ward 2, city of Guthrie. Judge Searcy claims he received eleven votes while Dabney received eleven. However, the returns were later certified, he alleges, to show Dabney receiving thirty-one instead of two. The petition is replete with dozens of citations of alleged fraud and conspiracy, especially with the additions of ten votes in the figures for Dabney.

When a deputy sheriff arrived at the stationhouse to serve summons on the built on members of the board of election and upon Dabney he was unable to find any of the defendant.

Dabney, at the attorney general's office, it was said, had gone to Pawhuska earlier in the day. None of the members of the election board were in their headquarters.

Checkers were in place for previous elections in Tulsa for Searcy. When a deputy sheriff arrived at the stationhouse to serve summons on the built on members of the board of election and upon Dabney he was unable to find any of the defendant.

Dabney, at the attorney general's office, it was said, had gone to Pawhuska earlier in the day. None of the members of the election board were in their headquarters.

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COAL MINE OPERATORS FIX WAGE SCALE BASIS

COLUMBUS, Ohio, Aug. 25.—(AP)—While no agreement on a definite wage scale for Ohio miners was reached, the November, 1917, scale of \$5 a day will be the basis upon which operators hope to reopen their mines. The Jacksonville wage scale now in force and on which union officials say they stand, provided for a \$7.50 day.

FLOX

Kills Moths

FATIMA

He said the man had not been seen for some time. He said the man had not been seen for some time. He said the man had not been seen for some time.

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Cold Snap Will Be Serious, Statistician Says.

Jack Frost virtually holds Oklahoma's cotton crop in the hollow of his hand, according to Stuart L. Bryan, statistician for the state board of agriculture.

If frost arrives early in this state, the cotton crop will be hurt seriously. If frost comes late there is a chance for the crop to make this year one of the leaders in production.

"There is a saying here that a 'brandy August' means an early frost, and if there is anything to it this year, the cotton crop will be considerably less than an early frost," the danger from an early frost is much more than the damage being done by insects," the antichicken bird. "Upland cotton is better than lowland cotton at the present time. Lowland cotton more than the upland crop and insect plagues have been worse in the lowlands."

Week's late and this combined with prospect of an early frost make the situation unfavorable to predict what this State's crop will be.

It is in these shapes of weathering that the most interesting and important changes are produced in color of any of the various leading cotton states. This state average is 4,000,000 bales, the average in Texas, the leading cotton producing state, is 2,615,000 acres. Georgia, the third state, is 4,000,000 acres.

the. The numerical condition of the system by the Federal reserve to be 86 percent of the total amount of the money in circulation on August 22, the interest rate was 4.5 percent.

10

SUSPECTS TO SEEK BAIL



John Ramsey

History on



W. K. Jurek

முதல் அங்கம்

dumb to learn, but I don't know how now."

• • • • •
FULTH then pointed out that sugar, yeast and water are known to be necessary ingredients for the making of homebrew.

anyth. I bought 100 pounds of sugar last Saturday," he said, "I supposed that could be made to appear out of the fact, I imagine there-

attempt was made to shut off the city water. However, water is a precious commodity in the manufacture of home furnishings. And I presume that

"I have Mr. Thomas isn't proved, but I would have a complaint (or more) of prohibition agent attempted to stop the sale of alcohol."

said, "I don't understand his mind. I don't know how he is affecting the other people. I don't know how he is making the other people feel."

ARSON CHARGE

IS DISMISSED

Not Enough Evidence, Prosecutor Tells Court.

Charges against F. J. Butterland, 32 years old, of the ninety-fifth division headquarters company, made by Mrs. Mamie Holloway, 418 East D avenue, claiming Butterland had attempted to set fire to her home on

The ruling was made by W. P. Hawkins, justice of the peace, when the case was again taken up. The preliminary hearing began Tuesday afternoon.

Pays Evidence Inadmissible
The court order dismissing Satterland was made upon request of Mont Powell, assistant county attorney, who prosecuted the case.

"Inadmissible evidence to prosecute Satterland and I ask that the case be stricken from the docket," Powell said.

The assistant county attorney explained that the jury entered the case only after Mr. Holloway had repeatedly and vigorously refused that charges of treason be taken against the army men.

no know were alleg... Multitasking
nities h... Minnesota...
we've spent most... has been
eternity... considered

PALM BEACH

WHEN the correspondent
Carrington today by mo
Toronto, although the sun

were gathered in the public square with mythes over their heads ready to set forth on arms.

he was 'grand signore' a great nobleman. His father was a baron, a man, a veterinary. He traveled over the whole province, cured our cows, feed us our fathers from our husbands in America. wrote letters for us to our sweethearts."

THE Englishman's are all dead.

There are no relatives here now.

Rudolfo's mother was very learned.

She could read, and write too.

She was Maria Barbin before she married.

Quietly named. She was a

What they mean by "win" was suggested by the village mayor, the commissioner and doctor, who were the correspondent interviewed.

Once he had got a ramp started he lost interest and was already in the east, looking at the great, rugged mountains that were the backbone of his father's house in the region of his father's house. A tremendous, which all contained, was a

[illegible]

stranded and he was credited only three votes while 10 were added for Dabney.

conspiracy and fraud are cited in connection with the Creek County

ed with only seven votes.

In Logan county, one particular instance is cited in precinct 3, ward 3, city of Guthrie, Judge Geary claims he received eleven votes while Dabney received two. However, the returns were later certified to show Dabney

The position is not that numbers

our officials of election having been referred into a conspiracy, is established by the nomination and re-nomination of the nomination for attorney general to 1 1/2 opponents, Dancy, Jeffrey closes his petition.

FAST

Fact! The only
not sold a



crossed to
give him

1-2

THE

**Fact! The only
not sold a**

**Fact! The only
not sold a**

over yard myself. I took out three bushel baskets, picked hard, and I estimated that was between 7,000 and 8,000 plants because I counted the plants in one basket.

"In order to keep these dandelions out of the hands of dandelion wine makers and so they couldn't spread to the neighbors I dried the plants thoroughly and burned them."

"Now, he asks how I got my information about the manufacture of home brews. I want to say that I got this information while serving for four years as city attorney at Oklahoma City. I couldn't make whiskey, wine, brandy or beer if my life depended upon it. But during these four years police officers brought in great quantities of confiscated wares.

"They brought in whiskey made from rye, corn and white potatoes. They brought in brandy made from blackberries, peaches and apricots. They brought in wine made from grapes and dandelions. They brought in 'chow' beer made from malt, malt syrup and black-eyed peas. I know what these various liquors were made out of.

"If it were lawful to make wines, beers, whiskies or brandies I couldn't do it to save my soul. That is, unless someone should tell me how. I don't mean to say I'm too

SCHOOLS AND COLLEGES

University of Tulsa
Law School

New Term Starts September 14

Thorough legal training for business and those desiring to practice law. Tuition free. Books furnished. Law School of Tulsa, Inc., 120 West Main St., Tulsa, Okla. 74101. Phone 4-1111. Building, 3rd floor.



ANNOUNCING
the opening soon of
Oklahoma City's
newest and smartest
Boot Shop for women.
Featuring only
the modes of the
Avenue and at specialized prices.
Watch the papers for
the date of our formal opening.

CRITERION BLDG.

Loggia
Boot Shop
Short Vamp
Shoes
120 WEST MAIN ST.
"For Women Who Care"



**Why risk unpardonable
You can avoid it this p**

WE ALL suffer from it, especially in summer, but unfortunately many do not realize how much they offend.

It's a terrific handicap when people don't want you to come too near them.

Millions have learned that a morning Lifebuoy bath is not only refreshing and stimulating but it actually renders perspiration odors all day.

The healthful way

It is dangerous to prevent perspiration by stopping the pores. The Lifebuoy way is to remove pores so thoroughly and unobtrusively that natural perspiration is without odor.

This wonderful, searching cleanser has even greater value than the prevention of perspiration odor—it gently removes germs which spread disease and which clog pores on the skin and thus irritate the body.

Lifebuoy is more than a deodorant soap—it is a very real and decided preservative of the health of every member of the family.

If you are used to other soaps, the hygienic scent of Lifebuoy you just as its astonishing power and amazing cleaning power, everything about Lifebuoy—in its generous size, its orange color of its pure, palm-fruit scent—its scent assures you that this healthful smell of Lifebuoy is such a sense of assurance, a



Department of Justice

TELEGRAM RECEIVED

Oklahoma City, Okla.

August 25, 1926.

Director

Mistrial just declared in Osage murder cases. Jury
reported evenly divided.

One Tinsley

Rec'd. 2:45

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To Director 3

RECORDED & INDEXED

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BUREAU OF INVESTIGATION	
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DEPARTMENT OF JUSTICE
WASHINGTON, D. C.

August 27, 1926.

MEMORANDUM TO MR. HOOVER.

In the trial of the case of the United States vs Hale and Ramsey at Guthrie, it was developed that at the preliminary hearing before the county Judge on the State charge against Hale and Ramsey for the murder of W. E. Smith, Mr. Hamilton, counsel for Hale, asked permission to talk to Earnest Burkhardt before Burkhardt testified as a witness for the State. Permission was given and Hale and Burkhardt retired to the Judge's private office and after a few minutes Mr. Howard, also counsel for Hale was called into the room. The evidence was that Mr. Hamilton advised Burkhardt of his constitutional rights to refuse to testify, and that Howard was called in for the same purpose. Court then adjourned and Earnest Burkhardt was taken to the home of W. E. Hale at Fairfax, and there met Hale's friends and members of his family. The next morning he returned to Pawhuska and had a further conference with Mr. Hamilton. When the preliminary hearing was resumed Burkhardt refused to testify against Hale and Ramsey, and was used as a witness for the defense. He admitted that he committed perjury and blamed the defense counsel for his action.

The Bureau of Investigation is also in possession of evidence indicating that at the trial of Burkhardt in the State Court, James M. Springer, also counsel for defense, but particularly representing Ramsey, made an effort to persuade two or possibly three people to testify falsely on behalf of Burkhardt. The plea of guilty of Burkhardt prevented the use of these witnesses.

I am satisfied that wilful and flagrant perjury was committed in the Federal Court at Guthrie, and I believe also that at least one if not more of the jurors was bribed. There was testimony by two boys named Rowe to the effect that on or about a week or ten days prior to the finding of Roan's body on February 6, 1926, they were present at their Uncle's ranch, assisting in the branding of cattle.

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and while there they saw Henry Roan, the deceased, Roy Bunch, Harry Bunch, and a man named Taylor, at the ranch about sun down and that later, possibly half an hour later, while they were at their own home, Roy Bunch, Henry Roan, and one Curley Johnson, now dead, drove by the Roan house in the order named, going in the direction of Sol Smith's pasture, the place where the body of Henry Roan was found. The Uncle of these boys is one Henry Cornett, now under sentence of thirty-five years for bank robbery. The date of this instance is fixed as January 27th, 1923, because the cattle that were branded had been shipped from Oklahoma City on the 26th of January, and arrived at Burbank on the morning of the 27th. Burbank is four miles from Henry Cornett's ranch. The purpose of this evidence was to show that Roy Bunch had an opportunity to kill Henry Roan. While the Government took advantage of this evidence to establish that Henry Roan was last seen alive on the 27th day of January, I am confident that the statements of these two witnesses are false and that they were persuaded to testify as they did by their Uncle Henry Cornett. This investigation will most likely disclose that these boys conferred with representatives of the defense and I suggest that they be interviewed simultaneously. Henry Cornett also testified that one Ed Wade was present, but Wade was not used by the defense as a witness. He should be located and interviewed. One of the Rowe boys is now living in Kansas City.

Russel Berre and his wife Anne, who are now living on one of Hale's ranches, testified to the effect that about three days before Roan's body was found and while they were leaving Sol Smith's home, an automobile drove up about 1:30 or 2 o'clock A. M., and Sol Smith went out to the car and talked with the occupants, Sol Smith denied that this incident took place, but the Government did not see fit to use him as a witness. These witnesses should be confronted by Sol Smith and an effort made to learn who inspired the story.

The defense also used one Ed Kelso as a witness. He testified that he saw the car in which Roan's body was, on the Sunday before the body was found. His testimony had little effect, but should be further investigated to ascertain his motives.

Eugene Sawyer and his brother, Harold Sawyer, testified that while they were in Sol Smith's pasture looking after their traps, they rode within fifteen or twenty steps of the car, and saw the Indian in the front seat. This was before the body was found. These men should be interviewed and subjected to a thorough examination to

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determine whether or not their testimony is true or false.

Mos Tucker, a bootlegger, and Joe Robert the town drunkard, testified for the defense, and swore that about nine o'clock the evening of the 27th of January, they drove to Cornett's ranch for whiskey, and on the road, passed Roy Bunch and Mary Bunch. I am advised that Tucker told Roy Bunch that he intended to swear to this story and asked Bunch not to get mad; that he would swear to a lie to save Bunch, if he was in the same trouble as Hale and Ramsey. Tucker should be confronted with Bunch and an effort made to learn the name of the person to whom Tucker first told this story.

Lewis Muller, friend and partner of Hale, has been especially active in this case. I am satisfied it was he who induced the barber at Rawlston to testify to the conversation in which Matt Williams was made to say "Tell old Bill that I am the same old Matt, and I don't know a dam thing about him." The name of this barber is Jess Bonator. The other witness was named "Dean Frazier." In this connection the druggist at Oklahoma City named Frazier should also be interviewed, because he swore that he never saw Hale and Matt Williams together in the J & J Drug Store.

Three of the Grand Jurors testified for the defense, Mr. Donaldson, the foreman, Mr. Hesser and Mr. Casparius. Both Hesser and Donaldson admitted talking to Hamilton, counsel for defense. Casparius manifested his friendship for Hale during the grand jury proceedings. The United States Attorney has a signed statement from Hesser, but in my opinion Hesser has not told all that took place between him, Casparius and the lawyer, Hamilton.

The United States Attorney also has a signed statement of one Ray Smith, who was subpoenaed by the defense but not used as a witness. Smith was to testify that he was present and saw Stanley Johnson fire the shot that killed Henry Roun. This man should be subjected to a thorough examination to determine who prompted him to agree to tell the proposed story.

An effort should be made to learn exactly how the jurors stood on the question of the guilt and innocence of the defendants. The jurors favorable to the Government should be carefully interviewed for the purpose of ascertaining just what reason the others had for voting for acquittal. I am anxious to know the weakness of the Government case, and I want to know just what facts impressed the jurors.

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7 and what facts did not. The jurors voting against the
8 Government should also be interviewed so that we may have a clear
9 understanding of their position and the reason they had for voting
10 for acquittal.

11
12 We have every reason to believe that one or two members
13 of the jury were corrupt, and an effort should be made to develop
14 any facts indicating their guilt, and whether or not they made false
15 answers when they were being examined as to their qualifications
16 as jurors. It might be well to talk to their neighbors and
17 associates. I attach hereto a memorandum prepared by Mr. Pagan, which
18 deals with Section 135, Criminal Code. In my judgement investigation
19 should be conducted for the purpose of establishing a conspiracy
20 on the part of the lawyers for the defense and others to obstruct
21 the due administration of justice. This investigation will also
22 be valuable to us when the case is tried again.

23
24 In view of the matters above sent forth, I respectfully re-
25 quest that you direct the Agent in Charge at Oklahoma City, to
26 immediately proceed to investigate these matters.

27
28
29 Respectfully,

30
31 *C. R. Lubring*

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34 C. R. LUBRING.
35 Assistant Attorney General.
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Washington, D. C., Aug. 25, 1926.

MEMORANDUM FOR ASSISTANT ATTORNEY GENERAL LUHRING.

Section 135 of the Criminal Code reads as follows:

Whoever corruptly, or by threats or force, or by any threatening letter or communication, shall endeavor to influence, intimidate, or impede any witness, in any court of the United States or before any United States commissioner or officer acting as such commissioner, or any grand or petit juror, or officer in or of any court of the United States, or officer who may be serving at any examination or other proceeding before any United States commissioner or officer acting as such commissioner, in the discharge of his duty, or who corruptly or by threats or force, or by any threatening letter or communication, shall influence, obstruct, or impede, or endeavor to influence, obstruct, or impede, the due administration of justice therein, shall be fined not more than one thousand dollars, or imprisoned not more than one year, or both.

The last clause is very broad and covers any corrupt practice whereby justice in any given case is defeated. If a conspiracy to impede justice is charged, it must appear that the conspirators had the particular case in the Federal court in mind--knew that justice was being administered in the case.

The first clause is more specific, and a conspiracy to violate it would be one to impede some witness, etc.; and a conspiracy to suborn witnesses would have to have some particular case and some particular witness and some particular testimony in view.

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August 31, 1926.

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SEP -1 1926

Mr. T.B. White,
P. O. Box 1535,
Oklahoma City, Okla.

Dear Sir:-

I am transmitting attached hereto a memorandum forwarded to the Bureau by Assistant Attorney General Lohring requesting that certain investigative action be taken in the matter of alleged violation of Section 135, Criminal Code, arising out of the trial of United States vs. Hale and Roney at Guthrie, Oklahoma.

Will you please initiate investigation in accordance with the suggestion and wishes of Mr. Lohring.

Very truly yours,

Enc. 256749

Acting Director.

2103

70-1

Department of Justice

Bureau of Investigation

P. O. Box 1535,
Oklahoma City, Oklahoma.

August 27, 1926.

Director,
Bureau of Investigation,
Department of Justice,
Washington, D.C.

ATTENTION DIVISION TWO.

Dear Sir:

Re: W. K. Hale, John Ramsey et al,
Murder of Osage Indians.

With reference to the agents assigned on the above case,
I beg to quote the following from a letter received at this office on
the 26th instant from Special Agent J. R. Burger, dated Kansas City,
Missouri, August 25, 1926:

"After talking with you on the 'Phone Saturday, August
21st, about leaving witness Williams at Pawhuska,
Oklahoma, Mr. Brown, Assistant Attorney General sug-
gested on Sunday, August 22nd, that I get Witness
Williams away from Guthrie, which I did and transfer-
red him to Pawhuska and from Pawhuska to Kansas City,
at his, William's own expense and consent, and he prom-
ised me that he will leave here tomorrow for Denver and
keep Mr. Leahy advised as to his local address there.

"On releasing him here tomorrow I will start on my twenty
day leave, beginning the 27th.

"Please forward my mail to Kansas City office."

The above letter is self-explanatory. I did not write you
of Agent Burger's presence at Kansas City upon receipt of the above letter,
in view of the fact that he is entering upon annual leave, as indicated
above, which leave has been previously approved by your office.

Very truly yours,

R. W. Tinsley

R. W. Tinsley, Acting
Special Agent in Charge.

SEP 1 1926

RECORDED

62-5033-124

SEP 30 1926

2164

Department of Justice

TELEGRAM RECEIVED

OKLAHOMA CITY, OKLAHOMA

AUGUST 25, 1926.

DIRECTOR,
BUREAU OF INVESTIGATION,
DEPARTMENT OF JUSTICE,
WASHINGTON, D.C.

REFERENCE MY WIRE TODAY OSAGE CASE AND YOUR WIRE TWENTY THIRD DIVISION
REFERENCE RETURN WREN TO EL PASO U.S. DISTRICT ATTORNEY STATES DATE FOR NEW
TRIAL UNCERTAIN NO EXPRESSION FROM COURT EXPECT MOTION FOR BAIL BE ARGUED
SOON TRIAL DATE MAY BE SET THEN U.S. DISTRICT ATTORNEY STATES INVESTIGATION
SHOULD BE MADE OF PROBABLE PERJURY OR FIXING OF JURORS ALSO TO REFUTE ALIBI
ADVISE WHETHER WREN WHOULS* RETURN EL PASO NOW

ONE TIPSLEY ACTING

Rec'd & Decoded
9:00 p.m.
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RECORDED

62-5035-435

DEPARTMENT OF JUSTICE

AUG 30 1926 P.M.

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THIS CASE ORIGINATED AT **Oklahoma City, Oklahoma.**

REPORT MADE AT: Oklahoma City, Okla.	DATE WHEN MADE: 8-26-26	PERIOD FOR WHICH MADE: 8-26-26	REPORT MADE BY: J. A. Street	S
TITLE: W. K. HALE JOHN RAMSEY			CHARACTER OF CASE: Murder of Henry Roan Osage Indian	

SYNOPSIS OF FACTS:

(O. C. # 70/1)

Fred Backhaus, Juror in the mistrial of Subjects, interviewed in regard to conduct of Jury during trial.

- PENDING -

REFERENCE:- Previous report in this case.

DETAILS:-

- At Guthrie, Oklahoma -

Fred Backhaus, 2 South Street, Guthrie, Oklahoma, was a member of the Jury in the trial of W. K. Hale and John Ramsey, charged with the murder of Henry Roan, a restricted Osage Indian, which resulted in a mistrial after several hours of deliberation. Mr. Backhaus stated to this Agent that after receiving instructions from the Court and retiring to the Jury room they soon took a ballot, the results being seven for conviction and five for acquittal. The case was given them August 20th, 1926, at 10:10 A.M., and they continued to ballot Friday afternoon and the forenoon of Saturday in that position. When Juror Mills became slightly ill, Mr. Hayes, Foreman, told him (Backhaus) and Dwinnell, who was strong for conviction, that he was going to vote for acquittal for once and see what effect it would have; that on the next ballot there were seven for acquittal and five for conviction, that only lasting for one ballot. Mr. Hayes next time voted for conviction. His belief is that Mills changed his vote at the same time and continued to vote for acquittal, as the vote was six and six from that time on. Mr. Backhaus gave Agent the names of Jurors and how he believed they voted.

- FOR CONVICTION -

Backhaus, Fred
Dwinnell, W. J.
Galvan, Martin
Goodson, Matt
Hayes, Perry W.
Markee, I. G.

2 South Street, Guthrie, Okla.
West Noble Street, " "
Navina, Oklahoma.
Blackwell, Oklahoma.
Stillwater, Oklahoma.
Perkins, Oklahoma.

DO NOT WRITE IN THESE SPACES

APPROVED AND FORWARDED: <i>R. W. Lindsey</i> SPECIAL AGENT IN CHARGE	62-5033-436	RECORDED AND INDEXED: 3
WASHINGTON REFERENCE: # 2	COPIES OF THIS REPORT FURNISHED TO: 3-Director 1-Edwin Brown 1-U.S. Atty. Okla. City 3-File	CHECKED OFF: SEP 3 - 1926 JACKETED:
BUREAU OF INVESTIGATION DEPARTMENT OF JUSTICE		
ROUTED TO:		FILE

2104

7
8 Mills voted several times for conviction Friday afternoon, changing his
9 ballot Saturday for acquittal.

10
11 - FOR ACQUITTAL -

12
13 Fry, W. R.

14 Ford, Jesse T.

15 Herman, J.H.

16 Smith, Alva H.

17 Sullins, Arthur

18 Mills, Elmer

Perry, Oklahoma.

Blackwell, Oklahoma.

Billings, Oklahoma.

10 Mi. N.W. Newkirk

5 Mi. W. Redrock

5 Mi. W. Mulhall

19
20 Mr. Backhaus states that Jurors Fry, Herman and Ford were the leaders for
21 acquittal.

22
23 Mr. Fry stated early in the trial that he was well acquainted with E. H.
24 and Henry Ramsey, that he met them at Rodeos and Roping Matches and they were
25 friends of his; that he also knew the tactics used by Federal Agents and Detectives
26 in obtaining confessions and there was no question in his mind but what duress was
27 used in obtaining John Ramsey's confession; he also believed the testimony of Ramsey
28 Agent Smith making him sign the confession; that he also believed testimony of
29 certain Grand Jurors that the confession of Ramsey was not signed at the time it was
30 first presented to the Grand Jury, using argument that the confession should not be
31 considered; also that from testimony and instructions from the Court, he did not be-
32 lieve that Henry Roar was murdered at the spot where his body was found and not suf-
33 ficient proof that he was murdered in restricted land.

34
35 Juror Herman's contention was that Ramsey had proven a perfect alibi and
36 the evidence pointed to Roy Bunch, much stronger than to John Ramsey. In his
37 opinion, John was not killed at the place where body was found and, if so, there was
38 no sufficient proof of restricted land.

39
40 Juror Ford contended that Roy Bunch was the murderer and not John Ramsey
41 that Ramsey's confession was obtained under duress and should not be considered
42 at all; that he believed Ramsey told the truth as to how the confession was obtained.

43
44 Mr. Backhaus stated that the jury slept in separate rooms, six in each
45 room, one bailiff in each room, and was permitted to use the telephone in the presence
46 of one of the bailiffs to talk to their families when so desired and they did talk to
47 their families on several on several occasions.

48
49 Jurors Smith, Sullins and Mills did not use much argument for the defendants
50 but always voted for acquittal, except on a few occasions Mills voted for conviction.

51
52 It will be noted that Mrs. Hale's maiden name is Fry. Mr. Backhaus stated
53 that Fry denied any relation to Mrs. Hale.

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55 - PENDING -
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RECORDED

RECORDED

September 1, 1926.

62-5033-436

SEP 8 1926

MEMORANDUM FOR MR. LUHRING.

I am transmitting herewith copy of report
of Agent Street, dated August 28, 1926, regarding
W. E. Hale and John Hansey.

Very truly yours,

Enc. 256763

Acting Director.

RECEIVED
DIVISION
SEP 12 1926

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